



**RESPONSE UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2855**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/700,669 Confirmation No. 6433
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to ENTER
11/11/2005
JAN. 16, 2006
Applicant : Takuji Matsubara
Filed : November 5, 2003
C/A.U. : 2855
Examiner : Eric Scott McCall
Docket No. : 12916/3
Customer No. : 23838

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE UNDER 37 C.F.R. § 1.116

SIR:

In response to the Final Rejection dated September 27, 2005, it is respectfully requested that the following amendments be entered to place this application in condition for allowance or better form for appeal:

7. (original) The evaporated fuel treatment device for internal combustion engine according to claim 2, wherein said differential pressure generation condition judgment means makes a judgment that said differential pressure generation condition is established when a predetermined change occurs in the difference between a fuel temperature and the ambient temperature after said sealing valve closes with the internal combustion engine brought to a stop, said predetermined change being set as one necessary for generating significant change in said tank internal pressure.

8. (original) An evaporated fuel treatment device for internal combustion engine that uses a canister to absorb evaporated fuel generated in a fuel tank for evaporated fuel treatment purposes, said device comprising:

*CANCELLED
7/15/2005*
a sealing valve for controlling the continuity between said fuel tank and said canister; a close failure judgment means for judging whether a close failure exists in said sealing valve;

a pressure introduction means for introducing pressure into either said canister or said fuel tank in a situation where said sealing valve is closed;

a sealing valve open instruction generation means for issuing a valve open instruction to said sealing valve in a situation where pressure is introduced into either said canister or said fuel tank by said pressure introduction means;

a pressure change judgment means for conducting a check, before and after the issuance of said valve open instruction, to judge whether a significant pressure change occurs in said canister or said fuel tank to which pressure is not introduced; and

an open failure abnormality judgment means for making a judgment that an open failure exists in said sealing valve when said significant pressure change is not verified by said pressure change judgment means under a circumstance where no close failure record exists.